



**ATTORNEY GENERAL STRANGE PRAISES U.S. SUPREME COURT STAY OF  
FEDERAL TRANSGENDER RESTROOM POLICY IN VIRGINIA CASE**

*Court Decision Could Ultimately Impact Multi-State Lawsuit Involving Alabama*

(MONTGOMERY) – Attorney General Luther Strange welcomed a decision by the U.S. Supreme Court today to stay a lower federal court order forcing a Virginia high school to allow transgender access to school restrooms based on gender preference, not the sex of the student.

“This is a positive development and an indication that the U.S. Supreme Court could eventually overturn the Obama administration’s order mandating that America’s public schools allow students access to restrooms and locker rooms of their gender identity rather than sex,” said Attorney General Strange.

“The Supreme Court’s 5 to 3 decision in the case of *Gloucester County School Board v G.G.* certainly raises the possibility that the High Court will also rule in support of a separate legal challenge against the Obama administration filed by Alabama and ten other states in May.

“As I stated in my letter to the Alabama State Board of Education in May, the recent federal transgender restroom directive to America’s public schools is based on a legally erroneous interpretation of federal law and will not stand up to legal scrutiny,” added Attorney General Strange.

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*Supreme Court Stay Attached*

[Link to AG Strange Letter to State Board of Education](#)

[Link to Alabama Lawsuit Press Release](#)



BREYER, J., concurring

**SUPREME COURT OF THE UNITED STATES**

No. 16A52

GLOUCESTER COUNTY SCHOOL BOARD *v.* G. G.,  
BY HIS NEXT FRIEND AND MOTHER,  
DEIRDRE GRIMM

ON APPLICATION TO RECALL AND STAY

[August 3, 2016]

The application to recall and stay the mandate of the United States Court of Appeals for the Fourth Circuit in case No. 15–2056, presented to THE CHIEF JUSTICE and by him referred to the Court, is granted and the preliminary injunction entered by the United States District Court for the Eastern District of Virginia on June 23, 2016, is hereby stayed pending the timely filing and disposition of a petition for a writ of certiorari. Should the petition for a writ of certiorari be denied, this stay shall terminate automatically. In the event the petition for a writ of certiorari is granted, the stay shall terminate upon the issuance of the judgment of this Court.

JUSTICE BREYER, concurring.

In light of the facts that four Justices have voted to grant the application referred to the Court by THE CHIEF JUSTICE, that we are currently in recess, and that granting a stay will preserve the status quo (as of the time the Court of Appeals made its decision) until the Court considers the forthcoming petition for certiorari, I vote to grant the application as a courtesy. See *Medellín v. Texas*, 554 U. S. 759, 765 (2008) (BREYER, J., dissenting).

JUSTICE GINSBURG, JUSTICE SOTOMAYOR, and JUSTICE KAGAN would deny the application.